

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 21-5265****September Term, 2023****1:21-cv-02192-DLF****Filed On:** September 11, 2023

West Flagler Associates, Ltd., a Florida  
Limited Partnership, doing business as Magic  
City Casino and Bonita-Fort Myers  
Corporation, a Florida Corporation, doing  
business as Bonita Springs Poker Room,

Appellees

v.

Debra A. Haaland, in her official capacity as  
Secretary of the United States Department of  
the Interior and United States Department of  
the Interior,

Appellees

Seminole Tribe of Florida,

Appellant

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Consolidated with 22-5022

**BEFORE:** Srinivasan, Chief Judge; Henderson, Millett, Pillard, Wilkins,  
Katsas, Rao, Walker, Childs, Pan, and Garcia, Circuit Judges

**ORDER**

Upon consideration of appellees' petition for rehearing en banc, the response thereto, and the absence of a request by any member of the court for a vote, it is

**ORDERED** that the petition be denied.

**Per Curiam**

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**FOR THE COURT:**

Mark J. Langer, Clerk

BY: /s/

Daniel J. Reidy

Deputy Clerk